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tory, could refrain from answering further; the rule that defendants must answer fully not applying.

[Ed. Note.—For other cases, see 4 Va.-W. Va. Enc. Dig. 670.]

Appeal from Circuit Court, Nelson County.

Bill by John E. Johnson, in his own right and as administrator of C. I. Johnson, deceased, against Annie C. Mundy and others for the settlement, distribution, and division of the estate of said deceased. There was a decree or order overruling exceptions taken by plaintiff to insufficiency of answer, filed by named defendant and her husband, and plaintiff petitioned for an appeal, which was granted. Order complained of affirmed.

Caskie & Caskie, of Lynchburg, for appellant.

Harrison & Long, of Lynchburg, and *Aubrey E. Strode*, of Amherst, for appellees.

IRVINE *v.* COMMONWEALTH.

Jan. 16, 1919.

[97 S. E. 769.]

1. **Health (§ 23*)—Roller Towels—"Public Lavatories."**—Lavatories for tenants of an office building owned by an individual, which are kept locked, keys being furnished the tenants, are not "public"—that is, open to all who may choose to use them—within Act March 11, 1916, prohibiting the use of roller towels in "public lavatories."

2. **Statutes (§ 110½ (4)*)—Subject and Title.**—So much of Act March 17, 1916, as relates to office buildings, is void under Const. 1902, § 52, the title enumerating the places in which it shall be unlawful to use roller towels, as any "hotel, * * * railway train, railway station, public or private school, public lavatory or wash-room."

[Ed. Note.—For other cases, see 12 Va.-W. Va. Enc. Dig. 750.]

Error to Corporation Court of Norfolk.

Walter Irvine was convicted in the corporation court, on appeal from a police justice, of violation of the statutes against use of roller towels, and brings error. Reversed and remanded.

Jas. G. Martin, of Norfolk, for plaintiff in error.

The Attorney General, for the Commonwealth.

*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes.